IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

THURSDAY, THE 12TH APRIL 2007 / 22ND CHAITHRA 1929

WP(C).No. 12061 of 2007(J)

PETITIONERS:

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1. C.K.NARAYANI, W/O.KUMARAN,
   AGED 74 YEARS, MITHAL PARAYKKU THAZHE HOUSE,
   KALPETTA P.O., NORTH KALPETTA, WAYANAD DISTRICT.

2. VINODAN.M.P., S/O.NARAYANI,
   PANTHIMOOLA HOUSE, KALPETTA NORTH P.O.

BY ADV. SRI.C.J.JOY
SRI.K.K.VIVEKANANDAN

RESPONDENTS:

1.THE DISTRICT COLLECTOR,
WAYANAD, KALPETTA.

2.THE SECRETARY, KALPETTA MUNICIPALITY,
KALPETTA PO, WAYANAD DISTRICT.

3.THE HEALTH INSPECTOR,
KALPETTA MUNICIPALITY.

4.SHRI.CHATHUKUTTY, S/O.SWAMY,
AISWARYA HOUSE, KALPETTA NORTH P.O.

5.THE APPEAL COUNCIL OF KALPETTA
MUNICIPALITY, REPRESENTED BY ITS CHAIRPERSON,
KALPETTA P.O., WAYANAD DISTRICT.

R1 BY GOVT. PLEADER SMT.T.B.RAMANI
R2,R3 & R5 BY ADV. SRI.JOE JOSEPH KOCHIKUNNEL

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 12/04/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

PIUS C. KURIAKOSE,J.

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W.P.(C)No.12061 of 2007

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Dated: 12th April, 2007

JUDGMENT

I do not propose to go into the merits of the matter. Against the order passed by the Secretary of the 2nd respondent-Municipality rejecting the first petitioner's application for renewal of licence, the 1st petitioner has already submitted Ext.P14 appeal before the 5th respondent. Learned Standing Counsel for the Kalpetta Municipality submits that the Committee of the Kalpetta Municipality, the 5th respondent will take up Ext.P14 on the 17th instant itself. The above submission of the learned Standing Counsel is recorded. The 5th respondent will hear the 1st petitioner and dispose of the appeal, if possible, that day itself. It is seen that Ext.P4 complaint submitted by the 2nd petitioner is pending before the 1st respondent-District Collector. The District Collector will take up that complaint, issue notice to the third respondent and take a decision on Ext.P4 at the earliest and at any rate within six weeks of receiving a copy of this judgment. Once decision is taken, the same will be communicated to the Municipality and also to the petitioners.

The Writ Petition will stand disposed of as above.

srd **PIUS C.KURIAKOSE, JUDGE**